



# PUBLIC NOTICE

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**Federal Communications Commission  
445 12th St., S.W.  
Washington, D.C. 20554**

**DA 02-1402  
June 14, 2002**

**COMMENTS INVITED ON ADVANCED TELECOM, INC. DBA ADVANCED  
TELECOM GROUP APPLICATION TO DISCONTINUE DOMESTIC  
TELECOMMUNICATIONS SERVICES**

**Comp. Pol. File No. 590**

**Comments Due: July 1, 2002**

**Section 214 Application**

**Applicant: Advanced Telecom, Inc. DBA Advanced Telecom Group**

On **June 7, 2002**, **Advanced Telecom, Inc. DBA Advanced Telecom Group**, (ATG or Applicant) located at **19 Courthouse Square, Santa Rosa, California 95404**, filed an application with the Federal Communications Commission (FCC or Commission), requesting authority under section 214(a) of the Communications Act of 1934, as amended,<sup>1</sup> to discontinue its domestic telecommunications services.

According to the application, ATG states that it seeks authority to discontinue providing all facilities-based and resold local exchange voice services and data services to business customers in the following California communities: Bishop Ranch, Concord, Danville, Dublin, Livermore, Pleasanton, Walnut Creek, Corte Madera, Ignacio, MillValley, Novato, San Rafael, Napa, Sausalito, Calistoga, St Helena, Belvedere/Tiburon, and Yountville. Applicant states that either U.S. Telepacific Corp. or another provider will provide these customers with service, pursuant to the terms of a Bankruptcy Court-approved agreement between ATG and U.S. Telepacific Corp.

Applicant states that on June 12, 2002,<sup>2</sup> it mailed notice to its affected customers, which

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<sup>1</sup> 47 U.S.C. § 214(a). *See also* 47 C.F.R. § 63.71.

<sup>2</sup> Letter from Richard H. Levin, attorney for ATG, to Jon Minkoff and John Adams, attorneys, Wireline Competition

contained the language required by Commission's Rules.<sup>3</sup> Accordingly, pursuant to section 63.71(c), ATG cannot legally terminate service to its customers until at least July 15, 2002.<sup>4</sup> Accordingly, pursuant to the attached copy of the notice, ATG advised its customers of the proposed discontinuance of service, as well as the proposed continuation of such services by U.S. Telepacific Corp. or another provider of the customers' choice. The notice also states that the anticipated date to transfer service is July 16, 2002.

In accordance with section section 63.71(c), the application will be deemed to be automatically granted on the thirty-first (31<sup>st</sup>) day after the release date of this notice, unless the Commission has notified Applicant that the grant will not be automatically effective.<sup>5</sup> The Commission will normally authorize proposed discontinuances of service unless it is shown that customers or other end users would be unable to receive service or a reasonable substitute from another carrier, or that the public convenience and necessity would be otherwise adversely affected.

This proceeding is considered a "permit but disclose" proceeding for purposes of the Commission's *ex parte* rules.<sup>6</sup> Pursuant to Sections 1.415 and 1.419 of the Commission's rules, 47 C.F.R. §§ 1.415, 1.419, interested parties may file comments on or before **July 1, 2002**. Such comments should refer to **Comp. Pol. File No. 590**. Comments should include specific information about the impact of this proposed discontinuance on the commenter, including any inability to acquire reasonable substitute service. The original and four (4) copies of the comments should be sent to the Office of the Secretary, Federal Communications Commission, 445 12<sup>th</sup> Street, SW, Room TW-A325, Washington, DC 20554. Two (2) copies of the comments should also be sent to the Competition Policy Division, Wireline Competition Bureau, Federal Communications Commission, 445 12<sup>th</sup> Street, SW, Room 6-A207, Washington, DC 20554, Attention: Carmell Weathers. In addition, Comments should be served upon Applicant. Commenters are also requested to fax their comments to the FCC at (202) 418-1196, Attention: John Adams

Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). The Commission's contractor, Vistrionix, Inc., will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, N.E., Suite 110, Washington, D.C. 20002. The filing hours at this location are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S.

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Bureau, Federal Communications Commission, (filed June 12, 2002).

<sup>3</sup> See 47 CFR § 63.71(a)(5)(i).

<sup>4</sup> 47 C.F.R. § 63.71(c).

<sup>5</sup> 47 C.F.R. § 63.71(c).

<sup>6</sup> See generally 47 C.F.R. §§ 1.1200 - 1.1216.

Postal Service first-class mail, Express Mail, and Priority Mail should be addressed to 445 12th Street, SW, Washington, D.C. 20554. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

The application will be available for review and copying during regular business hours at the FCC Reference Center, Portals II, 445 12<sup>th</sup> Street, SW, Room CY-A257, Washington, DC 20554, (202) 418-0270. A copy of the application may also be purchased from the Commission's copy contractor, Qualex International, Portals II, 445 12<sup>th</sup> Street, SW, Room CY-B402, Washington, DC, 20554, telephone 202-863-2893, facsimile 202-863-2898, or via e-mail at [qualexint@aol.com](mailto:qualexint@aol.com).

For further information, contact Carmell Weathers, (202) 418-2325 (voice), [cweather@fcc.gov](mailto:cweather@fcc.gov), or John Adams (202) 418-0394 (voice), [jkadams@fcc.gov](mailto:jkadams@fcc.gov), of the Competition Policy Division, Wireline Competition Bureau. The TTY number is (202) 418-0484. For further information on procedures regarding Section 214 please visit [http://www.fcc.gov/wcb/cpd/other\\_adjud](http://www.fcc.gov/wcb/cpd/other_adjud)

**-FEDERAL COMMUNICATIONS COMMISSION-**

